

Trans. Rec'd at USPTO 30 APR 2003

PTO 1390 Page 1 of 1

US Dept. of Commerce Pat. & Trademark Office

Attorney's Docket No.

23518

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 USC 371

US. Application No. (if known)
10/570233

INTERNATIONAL APP. NO.
PCT/DE2004/001738

INTERNATIONAL FILING DATE
4 August 2004

PRIORITY DATE CLAIMED
29 August 2003

TITLE OF INVENTION

AGENT AND METHOD FOR THE TREATMENT AND PREVENTION OF TSE AND METHOD OF ...

APPLICANT(S) FOR DO/EO/US
Dieter WILLBOLD et al

Applicant herewith submits to the United States Designated/Elected Office (DO/EU/US) the following .

1. This is a **FIRST** submission of items concerning a filing under 35 USC 371.
2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 USC 371.
3. This is an express request to begin national examination procedures (35 USC 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 USC 317(b) and PCT Articles 22 and 39(1).
4. A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. A copy of the International Application as filed (35 USC 371(c)(2)).
 - a. is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. has been transmitted by the International Bureau.
 - c. is not required, as the application was filed in the United States Patent Office.
6. A translation of the International application into English.
7. Amendments to the claims of the International Application under PCT Article 19 (35 USC 371(c)(3)).
 - a. are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. have been transmitted by the International Bureau.
 - c. have not been made; however the time limit for making such amendments has NOT expired.
 - d. have not been made and will not be made.
8. A translation of the amendments to the claims under PCT Article 19 (35 USC 371(c)(3)).
9. An oath or declaration of the inventor(s) (35 USC 371(c)(4)).
10. A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 USC 371(c)(5)).

Items 11. to 16. below concern documents or information included:

11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. An Assignment for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. A **FIRST** preliminary amendment.
 A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. A substitute specification.
15. A change of power of attorney and/or address letter.
16. Other items of information.

US Application no (if known) 10/570233	International Application no. PCT/DE2004/001738	Attorney's Docket No. 23518																																																																
<p>17. The following fees are submitted:</p> <p>Basic National Fee (37 CFR 1.492(a)(1)-(5):</p> <table> <tr> <td>Search report has been prepared by the EPO or JP</td> <td>\$950.00</td> </tr> <tr> <td>Int'l prel. exam. fee paid to USPTO (37 CFR 1.482)</td> <td>\$750.00</td> </tr> <tr> <td>No int'l prel. exam. fee paid to USPTO (37 CFR 1.482) but int'l search fee paid to USPTO (37 CFR 1.445(a)(2))</td> <td>\$790.00</td> </tr> <tr> <td>Neither int'l prel. exam fee (37 CFR 1.482) nor int'l search fee (37 CFR 1.445(a)(2)) paid to USPTO</td> <td>\$1000.00</td> </tr> <tr> <td>Int'l. prel. exam. fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Art. 33(2-4)</td> <td>\$200.00</td> </tr> </table> <p>ENTER APPROPRIATE BASIC FEE AMOUNT</p> <table> <tr> <td>Surcharge of \$130.00 for furnishing oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).</td> <td>\$130</td> </tr> </table> <table border="1"> <thead> <tr> <th>CLAIMS</th> <th>NO. FILED</th> <th>NO. EXTRA</th> <th>RATE</th> </tr> </thead> <tbody> <tr> <td>Total claims</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Ind. claims</td> <td></td> <td></td> <td></td> </tr> <tr> <td colspan="2">MULTIPLE DEP. CLAIM(S) (if applicable) (see prel. amt.)</td> <td></td> <td></td> </tr> <tr> <td colspan="3">TOTAL OF ABOVE CALCULATIONS</td> <td>\$130</td> </tr> <tr> <td colspan="3">Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (37 CFR 1.2, 1.27, 1.28)</td> <td>\$0</td> </tr> <tr> <td colspan="3">SUBTOTAL</td> <td>\$130</td> </tr> <tr> <td colspan="3">Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).</td> <td></td> </tr> <tr> <td colspan="3">TOTAL NATIONAL FEE</td> <td>\$130</td> </tr> <tr> <td colspan="3">Fee for recording the enclosed assignment (37 CFR 1.21(h)). The Assignment may be accompanied by an appropriate PTO-1595 cover sheet (37 CFR 3.28, 3.39)</td> <td>\$40</td> </tr> <tr> <td colspan="3">TOTAL FEES ENCLOSED</td> <td>\$170</td> </tr> <tr> <td colspan="3">Amdgrn 00000047 10570233</td> <td>Amt to be refunded</td> </tr> <tr> <td colspan="3">130.00 DP</td> <td>Amt to be charged</td> </tr> </tbody> </table>			Search report has been prepared by the EPO or JP	\$950.00	Int'l prel. exam. fee paid to USPTO (37 CFR 1.482)	\$750.00	No int'l prel. exam. fee paid to USPTO (37 CFR 1.482) but int'l search fee paid to USPTO (37 CFR 1.445(a)(2))	\$790.00	Neither int'l prel. exam fee (37 CFR 1.482) nor int'l search fee (37 CFR 1.445(a)(2)) paid to USPTO	\$1000.00	Int'l. prel. exam. fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Art. 33(2-4)	\$200.00	Surcharge of \$130.00 for furnishing oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).	\$130	CLAIMS	NO. FILED	NO. EXTRA	RATE	Total claims				Ind. claims				MULTIPLE DEP. CLAIM(S) (if applicable) (see prel. amt.)				TOTAL OF ABOVE CALCULATIONS			\$130	Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (37 CFR 1.2, 1.27, 1.28)			\$0	SUBTOTAL			\$130	Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				TOTAL NATIONAL FEE			\$130	Fee for recording the enclosed assignment (37 CFR 1.21(h)). The Assignment may be accompanied by an appropriate PTO-1595 cover sheet (37 CFR 3.28, 3.39)			\$40	TOTAL FEES ENCLOSED			\$170	Amdgrn 00000047 10570233			Amt to be refunded	130.00 DP			Amt to be charged
Search report has been prepared by the EPO or JP	\$950.00																																																																	
Int'l prel. exam. fee paid to USPTO (37 CFR 1.482)	\$750.00																																																																	
No int'l prel. exam. fee paid to USPTO (37 CFR 1.482) but int'l search fee paid to USPTO (37 CFR 1.445(a)(2))	\$790.00																																																																	
Neither int'l prel. exam fee (37 CFR 1.482) nor int'l search fee (37 CFR 1.445(a)(2)) paid to USPTO	\$1000.00																																																																	
Int'l. prel. exam. fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Art. 33(2-4)	\$200.00																																																																	
Surcharge of \$130.00 for furnishing oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).	\$130																																																																	
CLAIMS	NO. FILED	NO. EXTRA	RATE																																																															
Total claims																																																																		
Ind. claims																																																																		
MULTIPLE DEP. CLAIM(S) (if applicable) (see prel. amt.)																																																																		
TOTAL OF ABOVE CALCULATIONS			\$130																																																															
Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (37 CFR 1.2, 1.27, 1.28)			\$0																																																															
SUBTOTAL			\$130																																																															
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).																																																																		
TOTAL NATIONAL FEE			\$130																																																															
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The Assignment may be accompanied by an appropriate PTO-1595 cover sheet (37 CFR 3.28, 3.39)			\$40																																																															
TOTAL FEES ENCLOSED			\$170																																																															
Amdgrn 00000047 10570233			Amt to be refunded																																																															
130.00 DP			Amt to be charged																																																															
CALCULATIONS PTO USE ONLY																																																																		

- a. A check in the amount of \$130 to cover the above fees is enclosed
- b. Please charge my deposit account 18-2025 \$00.00 to cover the above fees. A copy of this sheet is enclosed.
- c. Please charge the amount due to the credit card identified in the attached PTO-2038.
- d. The commissioner is authorized to charge any additional fees which may be required or credit any overpayment to deposit account 18-2025. A copy of this sheet is enclosed
- e. A PTO-2038 in the amount of \$40 to cover recordal of the Assignment is enclosed

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

Send all correspondence to:

**The Firm of Karl F. Ross P.C.
5676 Riverdale Ave. Box 900
Riverdale (Bronx), NY 10471**

ding status.

Andrew Wilford Reg. No. 26.597

23518

IN THE U.S. PATENT AND TRADEMARK OFFICE

Commissioner of Patents and Trademarks
U.S. Patent and Trademark Office
Washington, D.C. 20591-0000
Telephone: (202) 707-3000
Facsimile: (202) 707-3000
Telex: (202) 707-3000
E-mail: USPTO-PTO@USPTO.GOV

APR 28 2006

EV790894958

Inventor Dieter WILLBOLD et al
Patent App. 10/570,233 (US Nat'l phase of
PCT/DE2004/001738)
Filed 28 February 2006
For AGENT AND METHOD FOR THE TREATMENT AND
PREVENTION OF TSE AND METHOD OF ...

Hon. Commissioner of Patents
Box 1450 Alexandria, VA 22313-1450

RECORD OF TRANSMITTAL--PCT APPLICATION

- PCT Transmittal
- PCT Application
- Translation
- Sheets of Drawing (0)
- PCT Declaration
- PCT Documents
- International Search Report
- Preliminary Amendment
- Assignment (with PTO-1595 and sep. PTO-2038)
- PTO-2038 for Official Fees

■ Late filing \$130.00

Total \$130.00

Please charge any fees not covered by an enclosed PTO-2038 to
account 18-2025 of the undersigned.

27 April 2006

5676 Riverdale Ave. Box 900
Bronx, NY 10471-0900
Tel: (718) 884-6600
Fax: (718) 601-1099
Customer No. 535
rg

Respectfully submitted,
The Firm of Karl F. Ross P.C.

Andrew Wilford, Reg. 26,597



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST-NAMED APPLICANT	ATTY. DOCKET NO.
10/570,233	Dieter Willbold	23518
INTERNATIONAL APPLICATION NO.		
PCT/DE04/01738		
I.A. FILING DATE		PRIORITY DATE
08/04/2004		08/29/2003
CONFIRMATION NO. 1858		
371 FORMALITIES LETTER		
 OC000000018601458		

Date Mailed: 04/24/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 02/28/2006
- English Translation of the IA filed on 02/28/2006
- Copy of the International Search Report filed on 02/28/2006
- Copy of IPE Report filed on 02/28/2006
- Copy of Annexes to the IPER filed on 02/28/2006
- Preliminary Amendments filed on 02/28/2006
- Information Disclosure Statements filed on 02/28/2006
- Biochemical Sequence Diskette filed on 02/28/2006
- Biochemical Sequence Listing filed on 02/28/2006
- U.S. Basic National Fees filed on 02/28/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

INDIA L EVANS

Telephone: (703) 308-9140 EXT 212

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/570,233	PCT/DE04/01738	23518

FORM PCT/DO/EO/905 (371 Formalities Notice)